Public Declaration of De Facto Civil Death for Lawful Disability Rights and Whistleblower Defense

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I. Introduction and Identity

I, John Fouts, being of sound mind and under no external coercion, submit this sworn affidavit as a formal record of truth.

I am a disabled father, federally recognized under Social Security, and the primary caregiver of my child. I have lawfully and peacefully exercised my constitutional and statutory rights to petition for redress, report retaliation, and defend my federally protected disability rights under the ADA, Section 504, 1915(c), and related laws.

At no point have I been accused or suspected of any crime.

Despite this, I have been systematically erased, obstructed, and silenced by the very institutions tasked with enforcing those protections.

II. Nature of Suppression: Civil Death

I hereby declare that I have been subjected to de facto civil death by coordinated and unlawful action or inaction from federal, state, and private actors. I define civil death as the destruction of legal personhood and access to remedy, through the denial of:

- Judicial access
- Legal recognition
- Administrative remedy

- Communication (including being blocked electronically and targetedly and in digital and physical realms such as via USPS)
- Safety and digital integrity
- Due process
- Basic human dignity

My only act was to stand up for my rights as a disabled person and parent, out of necessity for survival – and needs still stand unmet, and to report unlawful retaliation. For this, I have been intentionally buried by the system, at all levels, within all agencies, at the local, state, and federal level, while still alive.

III. Chronology of Systemic Violations

1. Judicial Obstruction
   - I was denied CM/ECF access, the core platform for federal court filings.
   - My civil rights case was unlawfully reassigned, downgraded, and dismissed with no proper judicial review, no jury despite demand, without the defendants even being served.
   - Writs of mandamus, interlocutory appeals, and in forma pauperis motions were blocked or left undocketed, or I was gaslit and told I did not send them when I have documentary evidence to the contrary with questions from clerks regarding submissions.
   - My child, whose rights were also violated, was unlawfully removed from the federal complaint.

2. Agency Blackout
   - FOIA requests submitted to DHS, DOJ, SSA, HHS, and others have been systematically denied, ignored, or obstructed—despite statutory deadlines and clear eligibility.
   - No investigations were initiated into documented ADA, Section 504, VAWA, or Olmstead violations.
   - I received no meaningful response to legally valid housing and healthcare retaliation complaints.

3. Digital Surveillance and Interference (unlawful) remains ongoing
   - Forensic evidence supports firmware-level compromise of my ASUS laptop and network routers, consistent with nation-state level tampering.
   - Court and agency communications were stripped or blocked using methods consistent with gag protocols, such as SMTP 550-5.4.1 rejections, bounced emails, and silent delivery failures.

- I was locked out of my primary Gmail account permanently – permanently disabled , Dropbox – took weeks to restore and shows signs of compromise and DropBox refuses to provide logs, and other critical accounts with no due process, harming my ability to function, submit evidence, or communicate with counsel.

4. Retaliation for Lawful Reporting
- After documenting fraud, neglect, and retaliation in the disability, housing, and medical systems, I was illegally displaced from federally protected housing with all federal protections not recognized.
- I endured, and survived, intentional vehicle sabotage, environmental endangerment, and obstruction of emergency care that also remains ongoing.
- My protected attempts to seek legal redress were met with silence, suppression, and intimidation and further retaliation.

IV. Constitutional and Legal Basis

I assert that the following rights and protections were intentionally and ongoingly violated:

- First Amendment – Freedom of speech, right to petition the government for redress of grievances, and freedom of association.
- Fourth Amendment – Protection against unreasonable searches and seizures, including unlawful surveillance and data compromise.
- Fifth Amendment – Right to due process of law and protection from governmental abuse of authority.
- Sixth Amendment – Right to a fair trial, legal counsel, and to confront accusers, all of which have been obstructed.
- Seventh Amendment – Right to a civil jury trial, which was unlawfully denied.
- Eighth Amendment – Protection against cruel and unusual punishment, including sustained systemic neglect and forced endangerment.
- Ninth Amendment – Affirmation of additional fundamental rights not explicitly enumerated in the Constitution.
- Tenth Amendment – States may not override federal constitutional protections, including those guaranteed under federal disability law.
- Thirteenth Amendment – Prohibition of involuntary servitude; relevant in the context of coerced silence, illegal displacement, and digital bondage.
- Fourteenth Amendment – Guarantees of equal protection under the law and due process, violated at every stage of my experience.

As well as statutory protections under the:
- Americans with Disabilities Act (ADA)
- Olmstead decision
- Section 504 of the Rehabilitation Act
- 1915(c) Medicaid Home and Community-Based Services waiver.

V. Statement of Truth and Purpose

I have exhausted every peaceful, lawful avenue available to me as a disabled person, caregiver, and citizen.
I filed with the proper agencies. I sought internal and legal remedy. I followed the law.

In the process of doing so, I became a whistleblower—not by intent, but by necessity.
I uncovered patterns of:
- Systemic retaliation,
- Institutional fraud and neglect,
- Coordinated denial of federally protected rights.

For this, I was not protected. I was punished.

I now state, as fact:
I was not erased because I did something wrong.
I was erased because I exposed that no one would help, and because I kept going anyway.

I was silenced because I followed the law better than those who swore to uphold it.

My child's life, my own survival, and the record of what I endured—this is what they tried to erase.

This affidavit is my living record, and my refusal to vanish.
It is a whistleblower's declaration from inside the system that killed due process.

VI. Remedy Sought

I seek:
- Immediate recognition and documentation of my legal erasure as an act of systemic suppression.

- Review and restoration of my legal and constitutional access to court and agency protection.
- Forensic investigation of digital sabotage and electronic interference.
- Global acknowledgment of the unlawful nature of my displacement and silencing.
- Protection for my child and all disabled individuals who face state retaliation for demanding survival.

VII. Oath and Signature

I affirm that the foregoing is true and correct to the best of my knowledge and belief. This public declaration is made in good faith, for the preservation of truth and the protection of others similarly endangered.

This affidavit is my living record—
My refusal to vanish.
My refusal to disappear.
My refusal to be silenced.
My refusal to die by slow regulatory execution.
My refusal to accept forced non-access to appropriate medical care.
My refusal to accept sabotage.
My refusal to not exist.